

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA**

**INDICTMENT FOR VIOLATION OF THE  
FEDERAL GUN CONTROL ACT**

<b>UNITED STATES OF AMERICA</b>	*	<b>CRIMINAL DOCKET NO.:</b>
<b>v.</b>	*	<b>SECTION:</b>
<b>JOSEPH SCHWARTZ</b>	*	<b>VIOLATIONS: 18 U.S.C. § 922(g)(1)</b>
	*	<b>18 U.S.C. § 924(a)(2)</b>
	*	
	*	
	*	

The Grand Jury charges that:

**COUNT 1**

On or about January 8, 2008, in the Eastern District of Louisiana, the defendant, **JOSEPH SCHWARTZ**, having been convicted of a crime punishable by imprisonment for a term exceeding one year, to wit: a conviction on February 11, 2004, in the Twenty-Fourth Judicial District Court for the Parish of Jefferson, Case Number 03-7186 "E" for Illegal Use of Weapons or Dangerous Instrumentalities, in violation of LA-R.S. 14:94, did knowingly possess in and affecting commerce, a firearm, to wit: a Norinco model MAK-90 Bullpup, 7.62x39 caliber rifle, bearing serial number 66755, all in violation of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

### **NOTICE OF FORFEITURE**

1. The allegations of Count 1 of this Indictment are realleged and incorporated by reference as though set forth fully herein for the purpose of alleging forfeiture to the United States of America pursuant to the provisions of Title 18, United States Code, Section 924(d)(1) and Title 28, United States Code, Section 2461(c).

2. As a result of the offense(s) alleged in Count 1, the defendant, **JOSEPH SCHWARTZ**, shall forfeit to the United States pursuant to Title 18, United States Code, Section 924(d)(1) and Title 28 United States Code, Section 2461, any firearm or ammunition, which was involved in or used in a knowing violation of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2), as alleged in Count 1 of the Indictment.

3. If any of the property subject to forfeiture pursuant to Paragraph 2 of this Notice of Forfeiture, as a result of any act or omission of the defendant:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third person;
- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendant up to the value of the above forfeitable property.

All in violation of Title 18, United States Code, Sections 922(g)(1) and 924(d)(1).

A TRUE BILL:

---

FOREPERSON

---

JIM LETTEN, # 8517  
United States Attorney

---

JAN MASELLI MANN, # 9020  
First Assistant United States Attorney

---

BRIAN J. CAPITELLI, # 27398  
Assistant United States Attorney

New Orleans, Louisiana  
January 17, 2008